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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

**CIRILO UCHARIMA ALVARADO, On Behalf
of Himself and All Others Similarly Situated;**

Plaintiff,

v.

WESTERN RANGE ASSOCIATION, et al.,

Defendants.

Case No. 3:22-cv-00249-MMD-CLB

**JOINT STIPULATION AND
[PROPOSED] ORDER RE: BRIEFING
SCHEDULE ON DEFENDANTS'
MOTIONS TO DISMISS**

By and through their counsel, Plaintiff Cirilo Ucharima Alvarado and Defendants F.I.M. Corporation (“F.I.M.”), Need More Sheep Company, LLC (“Need More Sheep”), Faulkner Land and Livestock Company, Inc. (“Faulkner”), Borda Land & Sheep Company, LLC (“Borda”), Holland Ranch, LLC (“Holland Ranch”), John Espil Sheep Co., Inc. (“Espil Sheep”), Little Paris Sheep Company, LLC (“Little Paris”), and Ellison Ranching Company (“Ellison”) (together, “Stipulating Defendants”), hereby stipulate as follows, subject to the Court’s approval.

WHEREAS, each of the Stipulating Defendants has filed a motion to dismiss Plaintiff’s

First Amended Complaint pursuant to Federal Rule of Civil Procedure 12(b), *see* Dkt. Nos. 96 (F.I.M., Faulkner, and Need More Sheep), 99 (Ellison), and 109 (Borda, Holland Ranch, Espil Sheep, and Little Paris);

WHEREAS, Defendant Ellison has also filed a motion to strike certain allegations pursuant to Federal Rule of Civil Procedure 12(f), *see* Dkt. No. 100;

WHEREAS, on August 11, 2023, the Court approved a stipulation between Plaintiff and Defendants F.I.M., Faulkner, and Need More Sheep modifying the briefing schedule for the latter's motion to dismiss, such that Plaintiff's opposition would be due on September 12, 2023 and the moving Defendants' reply brief would be due on September 19, 2023, *see* Dkt. No. 105; and,

WHEREAS, subsequently, counsel for Plaintiff and the other moving Defendants, namely, Ellison, Borda, Holland Ranch, and Espil Sheep, and Little Paris, met and conferred and agreed that synchronizing the briefing schedules on all pending motions would serve the interests of efficiency, and further agreed that Defendants' reply deadline shall be two weeks after Plaintiffs' opposition brief, or September 26, 2023.

THEREFORE BE IT RESOLVED THAT:

- Plaintiff's deadline to file briefs in opposition to the Stipulating Defendants' motions to dismiss and motion to strike shall be September 12, 2023; and,
- Stipulating Defendants' reply briefs shall be due on September 26, 2023.

Dated: August 21, 2023

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/s/ Yaman Salahi
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Counsel for Plaintiff and the Putative Class

Dated: August 21, 2023

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/s/ David M. Sexton
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Counsel for Defendant Ellison Ranching Company

1 Dated: August 21, 2023

Dated: August 21, 2023

2 **SIMONS HALL JOHNSTON PC**

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3 /s/ Duncan G. Burke

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8 *Counsel for Defendants John Espil Sheep Co.,*
9 *Inc., The Little Paris Sheep Company, LLC,*
10 *Borda Land & Sheep Company, LLC, and*
11 *Holland Ranch, LLC*

Counsel for Defendants F.I.M. Corporation,
12 *Need More Sheep Co LLC, and Faulkner*
13 *Land & Livestock Co.*

ORDER

Pursuant to the Parties' stipulation, the Court orders as follows:

- Plaintiff's deadline to file briefs in opposition to the Stipulating Defendants' motions to dismiss and motion to strike shall be September 12, 2023; and
- Stipulating Defendants' reply briefs shall be due on September 26, 2023.

IT IS SO ORDERED.

Dated this 22nd day of August 2023.



U.S. District Judge